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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

Federal Communications Commission  
Office of Secretary

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In the Matter of

Amendment of Section 73.202(b),  
Table of Allotments,  
FM Broadcast Stations  
(The Dalles and Corvallis, Oregon)

and

Amendment of Section 73.202(b),  
Table of Allotments,  
FM Broadcast Stations  
(Banks, Redmond and Corvallis,  
Oregon)

MM Docket No. 96-12  
RM-8741

MM Docket No. 96-7  
RM-8732

TO: Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

SUPPLEMENT TO COMMENTS OF LIFETALK BROADCASTING ASSOCIATION

LifeTalk Broadcasting Association ("LifeTalk"), by counsel, hereby seeks leave to supplement its Comments filed on April 5, 1996 in MM Docket 96-12, identified above. The purpose of this Supplement is to clarify that LifeTalk intends to apply for and construct a station capable of providing the required signal coverage under the conditions present in this case. This pleading does not present any new argument. No party would be prejudiced by the acceptance of this Supplement. This is merely to clarify LifeTalk's previously stated intentions. The public interest would be served by the acceptance of this pleading and the compilation of the clearest possible record.

In its Notice of Proposed Rulemaking in Docket 96-12, the Commission noted that a site restriction on the proposed allotment of Channel \*268C3 at The Dalles would place the

*DFY*

referenced site behind terrain features that would partially block it from the community of license. To overcome this problem and to ensure that the proposed station would be capable of providing city-grade coverage to the community of license, the Commission suggested that an antenna tower of at least 209 meters in height would be necessary.

In paragraph 3 of the Notice, the Commission requested that the petitioner affirmatively state that it would apply for and construct a station with the necessary tower height. In its Comments, LifeTalk, the petitioner, stated that "If Channel 268C3 is allotted to The Dalles, Oregon and reserved for non-commercial use, . . . [it] will promptly file an application for authority to construct a new station on that channel."

In Comments filed on July 5, 1996, Madgekal Broadcasting, Inc. argues that the allotment proposal for The Dalles should be dismissed because LifeTalk did not explicitly state that it would propose to construct a tower of the necessary height. Madgekal's argument is contrary to common sense. Implicit within LifeTalk's commitment was its intention to apply for a facility that would meet at least the minimum requirements of the Commission's rules, including providing city-grade signal coverage to the community of license. The same must be assumed of any petitioner making a commitment to file an application in the context of any allotment proceeding. It defies logic to think that an applicant would expend the effort and resources necessary to deliberately file an application which did not comply with the Commission's rules and which would be immedi-

ately subject to dismissal or denial.

Nonetheless, LifeTalk wishes to dispell any lingering doubt about its intentions which the Commission might harbor. LifeTalk hereby states explicitly that if the proposed allotment to The Dalles is adopted, it will submit an application for a facility which is capable of providing city-grade coverage to The Dalles, including placement of the antenna at a sufficient height to accomplish the coverage required by the Commission's rules and/or precedents. This commitment covers both the reference site proposed in the Commission's Notice of Proposed Rulemaking in Docket 96-12 and that specified in the global solution proposed by Common Ground Broadcasting, Inc. and Combined Communications, Inc. in their Consolidated Joint Counterproposal Reply Comments filed on July 3, 1996.

Respectfully submitted,

LIFETALK BROADCASTING ASSOCIATION

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July 15, 1996

CERTIFICATE OF SERVICE

I, Donald E. Martin, hereby certify this 15th day of July, 1996, that I have caused a copy of the foregoing document to be served by United States mail with first class postage prepaid upon the following:

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